



Wiley Rein & Fielding LLP

1776 K STREET NW
WASHINGTON, DC 20006
PHONE 202.719.7000
FAX 202.719.7049

Virginia Office
7925 JONES BRANCH DRIVE
SUITE 6200
MCLEAN, VA 22102
PHONE 703.905.2800
FAX 703.905.2820

www.wrf.com

May 17, 2004

Jan Witold Baran
202.719.7330
jbaran@wrf.com

Mark D. Shonkwiler, Esq.
Assistant General Counsel
Federal Election Commission
999 E Street, NW
Washington, DC 20463

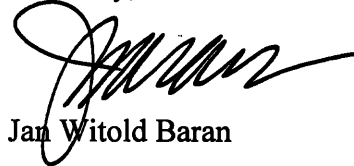
Via Fax & Hand Delivery

Re: MUR 5279

Dear Mr. Shonkwiler:

Enclosed please find a two-day extension of the tolling agreement.

Sincerely,



Jan Witold Baran

Enclosure

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
2004 MAY 18 A 11:22

RECEIVED
FEC MAIL
OPERATIONS CENTER
2004 MAY 18 A 11:08

2004 MAY 18 A 11:22

BEFORE THE FEDERAL ELECTION COMMISSION

2004 MAY 18 A 11:09

In the Matter of:

The Kushner Companies;
40 Associated Partnerships;
Charles Kushner; Richard Stadtmauer;
and Jeffrey Freireich


MUR: 5279

**FIFTH CONSENT TO EXTEND TIME
TO INSTITUTE A CIVIL LAW ENFORCEMENT SUIT**

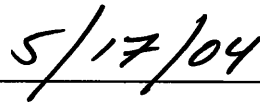
The Kushner Companies and the Associated Partnerships¹, Charles Kushner, Richard Stadtmauer, and Jeffrey Freireich, (collectively, "Respondents") and the Commission wish to extend pre-probable cause conciliation discussions in this MUR for an additional two (2) days. Respondents agree to toll the statute of limitations for a period of an additional two (2) days for any civil enforcement action that the Commission might institute concerning MUR 5279 pursuant to 2 U.S.C. § 437g(a)(6). Combined with the previous four tolling agreements signed by Respondents, this agreement thereby extends the time in which the Commission may institute a civil law enforcement suit to a total of eighty-nine (89) calendar days from the expiration date of the five-year statute of limitations found at 28 U.S.C. § 2462 and/or any other statute of

¹ "Associated partnerships" shall include the following partnerships as well as any other entities with a connection to "Kushner Companies" or Charles Kushner: 135 Montgomery Associates; 836 Avenue Associates; BP Developers, L.P.; Brick Building Associates, L.P.; Bruckner Plaza Associates; Colfax Manor, L.P.; College Park Associates, L.P.; Constantine Village Associates; Dara Building Associates, L.P.; East Brunswick Corporate Center; Edgewater Apartments Associates, L.P.; Elmwood V. Associates, L.P.; General Greene Village Associates; Glen Ellen Associates, L.P.; Hackettstown Square Associates; Harbor Island Realty Associates, L.P.; Kent Gardens Associates; Kushner Seiden Madison 64th, L.P.; LMEC Associates, L.P.; Millburn Associates, L.P.; Montgomery Associates; Mt. Arlington Apartments Associates, L.P.; New Puck, L.P.; Oakwood Garden Developers, L.P.; Pheasant Hollow Associates; Pitney Farms Associates, L.P.; QEM Associates, L.P.; Quail Ridge Associates, L.P.; Randolph Building Associates, L.P.; Reike, L.P.; Riverside Park Industrial Associates, L.P.; Rolling Gardens Associates; Seven S.L.P. Associates, L.P.; Sixty Six West Associates; Sod Farms Associates, L.P.; Sparta Building Associates, L.P.; Township Associates; Wallkill Apartments Associates, L.P.; West Brook Associates, L.P.; Westminster Sales & Marketing, L.P.

limitations or repose that may be applicable in this matter. There shall be no additional consent to extend the time to institute a civil law enforcement suit without the written consent of Respondents.



Jan Witold Baran
Counsel for Respondents



Date

2003.04.14 14:04:40